IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

THURSDAY, THE 22ND MARCH 2007 / 1ST CHAITHRA 1929

Tr.P(C).No. 33 of 2007

OP.1442/2005,372/2006 & 375/2006 of FAMILY COURT, ALAPPUZHA

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PETITIONER:

MARY T.P., W/O.A.T. SABU,
AGED 37 YEARS, THAIPARAMBIL HOUSE,
PROVIDENCE ROAD, COCHIN-18.

BY ADV. SMT.K.V.BHADRA KUMARI

RESPONDENT:

A.T.SABU, S/O. LATE THOMAS,
AYYARVELITHARA HOUSE,
NEAR RAILWAY STATION,
ERAMALLOOR (P.O),
EZHUPUNNA.

BY ADV. SRI.K.G.UNNIKRISHNAN NAIR

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.P. Balachandran, J.

Tr.P.(C)No. 33 of 2007

ORDER

The wife is the petitioner in this transfer petition. She filed O.P.Nos.372/06 and 375/06 before the Family Court, Alappuzha - one for dissolution of marriage and the other for return of money and gold ornaments. The respondent/husband filed a petition for divorce as O.P.No.1442/05 before the Family Court, Alappuzha. It is submitted by the counsel for the petitioner that the petitioner is employed at Ernakulam and is staying in a hostel and it only so happened that she also filed original petitions before the Family Court, Alappuzha, as the jurisdiction was for that court only; that the petitioner is not in a position to travel all the way from Ernakulam to Alappuzha and to conduct the cases and she has no financial ability either to bear the expenses and that, therefore, all the original petitions be

transferred to the Family Court, Ernakulam.

2. This transfer petition was being posted to this day for hearing as a last chance, as the counsel for the respondent prayed for a week's time, when the matter came up for hearing on 16.3.2007. Today, the counsel for the respondent is absent and there is no representation either on his behalf. It is only proper that in Family Court matters the cases are to be posted to suit the convenience of the wife.

In the result, allowing this transfer petition, I order that O.P.Nos.1442/05, 372/06 and 375/06, pending on the file of the Family Court, Alappuzha be transferred to the Family Court, Ernakulam.

22nd March, 2007 (K.P.Balachandran, Judge)

tkv